

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MARVIN KENNEDY,

PLAINTIFF,

v.

SCI ROCKVIEW EMPLOYEES AND
MEDICAL EMPLOYEES, et al.,

DEFENDANTS.

No. 3:10-CV-1764

(JUDGE CAPUTO)

(MAGISTRATE JUDGE SMYSER)

ORDER

NOW this 26th day of April, 2011, upon review of the report and recommendation of Magistrate Judge J. Andrew Smyser (Doc. 23) for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The report and recommendation (Doc. 23) is **ADOPTED**.
- (2) The amended complaint is **DISMISSED**.
- (3) This clerk of court is directed to mark this case **CLOSED**.



A. Richard Caputo
United States District Judge